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United States of America
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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,

13 v.

14 RUBEN MARTINEZ,
15 Defendant.
16

Case No: 1:25-CR-00053-KES-BAM

STIPULATION TO VACATE STATUS
CONFERENCE AND SET CHANGE OF PLEA;
ORDER

DATE: August 13, 2025

TIME: 1:00 p.m.

JUDGE: Hon. Barbara A. McAuliffe
17

18 THE PARTIES HEREBY STIPULATE, through their respective attorneys of record, Assistant
19 United States Attorney Luke Baty, counsel for the government, and Mai Shawwa, counsel for Ruben
20 Martinez (“the defendant”), that this action’s **Wednesday, August 13, 2025, status conference be**
21 **vacated and a Change of Plea be set October 6, 2025, at 9:30 a.m.** The parties likewise ask the
22 court to endorse this stipulation by way of formal order.

23 The parties base this stipulation on good cause. Specifically,

24 1. By previous order, this matter was set for a status conference on August 13, 2025, at 1:00
25 p.m. .

26 2. By this stipulation, the parties request that the status conference be vacated and a Change of
27 Plea be set for October 6, 2025, at 9:30am
28

- 1
- 2 3. The government has represented that the discovery associated with this case, including
- 3 investigative reports and related documents, and photos have been either produced directly to
- 4 counsel and/or made available for inspection and copying. The defense is and has been
- 5 reviewing discovery thus far provided. If the government identifies additional information
- 6 that should be produced as supplemental discovery, the government will promptly produce it
- 7 in accord with Rule 16.
- 8 4. Defense counsel believes that failure to grant the above-requested continuance and time
- 9 exclusion would deny him the reasonable time necessary for effective preparation, taking
- 10 into account the exercise of due diligence.
- 11 5. The parties therefore stipulate that the period of time from August 13, 2025, through October
- 12 6, 2025, is excludable pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv)
- 13 because it results from a continuance granted by the Court at the parties' request on the basis
- 14 of the Court's finding that the ends of justice served by taking such action outweigh the best
- 15 interest of the public and the defendant in a speedy trial.

16 IT IS SO STIPULATED.

17

18 Dated: August 6, 2025

KIMBERLY A. SANCHEZ
Acting United States Attorney

20 By: /s/ LUKE BATY
LUKE BATY
Assistant United States Attorney

23 Dated: August 6, 2025

By: /s/ MAI SHAWWA
MAI SHAWWA
Counsel for Defendant

ORDER

IT IS SO ORDERED that the status conference set for August 13, 2025, is vacated. A change of plea hearing is set for **October 6, 2025, at 9:30 a.m. in Courtroom 6 before District Court Judge Kirk E. Sherriff.**

IT IS FURTHER ORDERED THAT the period of time from **August 13, 2025**, through **October 6, 2025**, is excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv) because it results from a continuance granted by the Court at the parties' request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

IT IS SO ORDERED.

Dated: **August 6, 2025**

/s/ *Barbara A. McAuliffe*
UNITED STATES MAGISTRATE JUDGE